

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

In re:) Chapter 11
)
Blackjewel, L.L.C., *et al.*,) Case No. 19-30289
)
Debtors.¹) (Jointly Administered)
)
DAVID ENGELBRECHT,)
JOSIAH WILLIAMSTON and)
GREGORY MEFFORD on)
behalf of themselves and all)
others similarly situated,) Adversary Proceeding No.: 19-ap-03002
)
Plaintiffs,)
)
v.)
)
BLACKJEWEL, L.L.C.)
)
Defendant.)

THIRD STIPULATION AND AGREED ORDER

This matter came before the Court upon the *Class Action Adversary Proceeding Complaint* [Adv. Docket No. 1] and the *First Amended Class Action Adversary Proceeding Complaint* [Adv.

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor's taxpayer identification number are as follows: Blackjewel, L.L.C. (0823); Blackjewel Holdings L.L.C. (4745); Revelation Energy Holdings, LLC (8795); Revelation Management Corporation (8908); Revelation Energy, LLC (4605); Dominion Coal Corporation (2957); Harold Keene Coal Co. LLC (6749); Vansant Coal Corporation (2785); Lone Mountain Processing, LLC (0457); Powell Mountain Energy, LLC (1024); and Cumberland River Coal LLC (2213). The headquarters for each of the Debtors is located at 1051 Main Street, Milton, West Virginia 25541-1215.

Docket No. 7] (together, the “Complaint”) filed by the putative employee class action plaintiffs (the “Plaintiffs”); and Blackjewel, L.L.C. and its affiliated debtors and debtors-in-possession (collectively, the “Blackjewel Debtors,” and with the Plaintiffs, the “Stipulating Parties”) having filed the *Debtors’ Motion to Stay Adversary Proceeding* (the “Motion”) [Adv. Docket No. 9]; and the Plaintiffs having filed the *Plaintiffs’ Opposition to Debtors’ Motion to Stay* (the “Opposition”) [Adv. Docket No. 13]; and the Court having entered the *Stipulation and Agreed Order* [Adv. Docket No. 17] between the Stipulating Parties to, among other things, extend the time by which the Blackjewel Debtors may move or otherwise plead in response to the Complaint until and including October 21, 2019; and the Stipulating Parties having filed the *Second Stipulation and Agreed Order* [Adv. Docket No. 20] to extend the time by which the Blackjewel Debtors may move or otherwise plead in response to the Complaint until and including October 25, 2019, and the Stipulating Parties having negotiated to resolve the outstanding matters addressed in the Motion without Court intervention.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The Plaintiffs have agreed to further extend the time by which the Blackjewel Defendants may move or otherwise plead in response to the Complaint until and including November 8, 2019 (“Response Deadline”).
2. The Stipulating Parties agree that the Plaintiffs have the right to amend for up to thirty (30) days beyond the Response Deadline.
3. The 14-day stay of effectiveness is waived.

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Submitted by:

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– and –

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